

**United States District Court  
Southern District of New York**

**United States of America**

**- against -**

**Lorenzo Rodriguez, et al.,  
Bryant de los Santos,  
Defendant**

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**Notice of Motion**

**Ind. # S1 07 Cr. 699 (HB)**

**PLEASE TAKE NOTICE**, that upon the annexed Affirmation of **Louis R. Aidala, Esq.**, dated the 5th day of October, 2007, the affidavit of **Bryant de los Santos**, to be filed, and upon all other papers and proceedings heretofore had herein, the undersigned will move this Court, on behalf of defendant **Bryant de los Santos**, before the **Hon. Harold Baer, U.S.D.J.**, at the United States Courthouse, 500 Pearl Street, New York, New York, at a date and time to be set by the Court:

**I. For an Order**, pursuant to **F.R.Cr.P. 12(b)**, suppressing the statement obtained from defendant following his arrest,

**II. For an Order**, pursuant to **F.R.Cr.P. 12(b)** and **41(e) and (f)**, suppressing any evidence seized from defendant's person at the time of his arrest, and directing the immediate return of such property to defendant,

**III. For an Order** directing the Government to provide all exculpatory evidence and impeachment material as it becomes available pursuant to **Brady v. Maryland**, 373 U.S. 73 (1963); **Giglio v. United States**, 405 U.S. 150 (1972), and their progeny,

**IV. For an Order** directing that the government disclose any evidence it intends to introduce pursuant to **Fed. R. Evid. 404b**

**V. For an Order** directing that evidentiary hearings be held in aid of the foregoing motions,

together with such other and further relief as this Court may deem just and proper.

**Dated:** New York, NY  
October 5, 2007

**Respectfully submitted,**

**Louis R. Aidala**  
**Attorney for Bryant de Los Santos**  
**597 Fifth Ave.**  
**New York, NY 10017**  
**(212) 750 9700**

**To:** Michael Garcia  
US Attorney, SDNY  
**Att:** Todd Blanche, AUSA